

58TH LEGISLATURE—REGULAR SESSION

but that all allegations and claims asserted in said suit must be proved as in other suits under the same rules of evidence and the same laws as apply in and govern the trial of other civil cases; and, be it further

RESOLVED, That nothing herein shall be construed as a waiver of any defenses, of fact as well as of law, that may be asserted by or available to the State of Texas, or any of the Departments or Agencies of the State of Texas, or any of the political subdivisions of the State of Texas, in said suit, but all such defenses are hereby specifically reserved.

Adopted by the House, May 22, 1963; adopted by the Senate, May 23, 1963.

Approved May 30, 1963.

Filed with the Secretary of State, June 4, 1963.

UNITED STATES CONSTITUTION—PRESIDENTIAL ELECTIONS—PROPOSED DIVISION OF ELECTORAL VOTES

H. C. R. No. 29

WHEREAS, Under the Constitution of the United States Presidential and Vice Presidential Electors in the several states are now elected on a state-wide basis, each state being entitled to as many Electors as it has Senators and Representatives in Congress; and

WHEREAS, The Presidential and Vice Presidential Electors who receive the plurality of the popular vote in a particular state become entitled to cast the total number of electoral votes allocated to that state irrespective of how many votes may have been cast for other Elector candidates; and

WHEREAS, This method of electing the President and Vice President is unfair and unjust in that it does not reflect the minority votes cast; and

WHEREAS, The need for a change has been recognized by Members of Congress on numerous occasions through the introduction of various proposals for amending the Constitution; now, therefore, be it

RESOLVED by the House of Representatives of the State of Texas, the Senate concurring, That application is hereby made to Congress under Article V of the Constitution of the United States for the calling of a convention to propose an Article of Amendment to the Constitution providing for a fair and just division of the electoral votes within the states in the election of the President and Vice President; and, be it further

RESOLVED, That if and when Congress shall have proposed such an Article of Amendment this application for a convention shall be deemed withdrawn and shall be no longer of any force and effect; and, be it further

RESOLVED, That the Governor be and he is hereby directed to transmit copies of this application to the Senate and House of Representatives of the United States, and to the several Members of said Bodies representing this State therein; also to transmit copies hereof to the Legislatures of all other states of the United States.

Adopted by the House, May 17, 1963; adopted by the Senate, May 22, 1963.

Approved May 30, 1963.

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